

CITY UTILITIES COMMITTEE

MINUTES

JULY 12, 2011

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, July 12, 2011 at 10:15 a.m., in Committee Room #2.** The following members were present:

The Honorable Natalyn M. Archibong, Chair
The Honorable H. Lamar Willis, Vice-Chair
The Honorable Aaron Watson
The Honorable Yolanda Adrean
The Honorable Howard Shook
The Honorable C. T. Martin
The Honorable Carla Smith

Others present at the meeting were: M. Theresa Stewart, Lem Ward, Michael Patrick McShane, Renee Sheperd, Roger Bhandari and Saul Schultz, Law Department; Commissioner Richard Mendoza, Deputy Commissioner, Dexter White, Valerie Bell-Smith and Madelene Grant, Department of Public Works; Interim Commissioner, Dexter White, Deputy Commissioners Jim Beard, Jo Ann J. Macrina and Eric Glover, Department of Watershed Management; members of the public, press and Council Staff.

Chairperson Archibong called the meeting to order at 10:15 a.m. after declaring a quorum present. She then proceeded with the following order of business.

- A. ADOPTION OF AGENDA - ADOPTED**
- B. APPROVAL OF MINUTES - APPROVED**
- C. PMTS CONTRACTS AND SECOND QUARTER REVIEWS - DWM AND DPW**

CONSENT

- D. ORDINANCES FOR FIRST READING**

11-O-1004 (1) An Ordinance by City Utilities Committee authorizing the renaming of Harris Street to John Portman Boulevard by and through actions of the Commissioner of the Department of Public Works or designee; and for other purposes. **(To be advertised for a Public Hearing)**

TO BE REFERRED TO CITY UTILITIES COMMITTEE

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ORDINANCES FOR FIRST READING (CONT'D)

- 11-O-1007 (2) An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY2012 (2009A Water and Wastewater Bond Fund -5066) Budget in the amount of \$26,560,000.00 to transfer funds from the Capital Projects Reserve (2009A Water and Wastewater Bond Fund -5066) for Appropriations and to add to appropriation funds for the R. M. Clayton Compliance Upgrades Project; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

- 11-O-1008 (3) An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY2012 (1999 Water and Wastewater Bond Fund -5056) Budget in the amount of \$13,172.57 to transfer funds from the Capital Projects Reserve (1999 Water and Wastewater Bond Fund -5056) for Appropriations and to add to appropriation funds for Greensferry Sewer Separation and 10th Ward Trunk Projects; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

- 11-O-1009 (4) An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY2012 (2009A Water and Wastewater Bond Fund -5066) Budget in the amount of \$10,750,000.00 to transfer funds from the Capital Projects Reserve (5066) for Appropriations and to add to appropriation funds for Various Capital Projects; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

E. COMMUNICATION

- 11-C-1005 (1) A Communication by Felicia A. Moore, District 9; C. T. Martin; District 10 and H. Lamar Willis, Post 3 At-Large re-appointing **Ms. Rhudine Crawford** to serve as a member of the Water and Sewer Appeals Board, scheduled to begin on the date of Council confirmation.

(Councilmember Martin made a motion to approve.)

FAVORABLE - REFERRED TO COMMITTEE ON COUNCIL

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F. RESOLUTIONS

- 11-R-0892 (1) A **Substitute** Resolution by City Utilities Committee authorizing the Mayor, or his designee to execute a Contract with Precision 2000, Inc., for FC-5086, Marietta Boulevard Streetscape Project, Project Number CM000-0004-00(493), P. I. No. 0004493, on behalf of the Department of Public Works, in an amount not to exceed \$1,494,296.31; all contracted work shall be charged to and paid from Various Fund, Department Account and Center Numbers; and for other purposes. **(Referred back from Full Council 7/5/11)**
(Councilmember Watson made a motion to approve on substitute)

FAVORABLE ON SUBSTITUTE

- 11-R-1010 (2) A Resolution by City Utilities Committee authorizing the Mayor to enter into an Agreement with Scott and Sons Holdings, LLC., for FC-5221 Annual Contract for Clean-Up Sewage Spills Inside Dwellings, on behalf of the Department of Watershed Management, in an amount not to exceed \$200,000.00; all contracted work will be charged to and paid from Fund, Department Organization and Account Number listed; and for other purposes.
(Councilmember Martin made a motion to approve)

FAVORABLE

- 11-R-1011 (3) A Resolution by City Utilities Committee authorizing the Mayor or his designee, to execute a Contract with C. P. Richards Construction Company, Inc., for FC-5150, Barge Road at Campbellton Intersection Improvement Project, for Project Number STP-0004-00(467), P. I. No. 0004467, on behalf of the Department of Public Works, in an amount not to exceed \$143,380.37; all contracted work shall be charged to and paid from Various Fund, Department Account and Center Numbers; and for other purposes.
(Councilmember Watson made a motion to approve)

FAVORABLE

RESOLUTIONS (CONT'D)

- 11-R-1012 (4) A Resolution by City Utilities Committee authorizing the Department of Watershed Management to approve a Task Order to BGR, JV for FC-4906C, Annual Contract for Architectural and Engineering Services, Land Support Project, Easement Research and Acquisition Services 1-ER, on behalf of the Department of Watershed Management, in an amount not to exceed \$57,504.00; all contracted work to be charged to and paid from Fund, Department Organization and Account and PTAE0 Numbers listed; and for other purposes.

(Councilmember Watson made a motion to hold)

HELD

- 11-R-1013 (5) A Resolution by City Utilities Committee authorizing the Mayor to issue a Task Order to Arcadis/Brindley, Pieters & Associates, Joint Venture, for FC-4906A, City-Wide Annual Contract for Architectural and Engineering Services - Land Support Project, Easement Research and Acquisition Services 2-ER, on behalf of the Department of Watershed Management, in an amount not to exceed \$240,924.00; all work will be charged to and paid from Fund, Department Organization and Account and PTAE0 Numbers listed; and for other purposes.

(Councilmember Adrean made a motion to hold)

HELD (1 ABSTENTION) ADREAN

G. PAPERS HELD IN COMMITTEE

- 10-O-0939 (1) A **Substitute** Ordinance by City Utilities Committee to amend Chapter 154, Article V. Division IV. Section 297 of the Atlanta City Code of Ordinances Entitled "City of Atlanta Grease Management Ordinance" (§154-297 et seq.) to adjust Wastewater Discharge Permit Fees; and for other purposes.
(Substituted and held 8/31/10) (Public Hearing held 9/21/10)

HELD

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PAPERS HELD IN COMMITTEE (CONT'D)

- 10-O-1058 (2) An **Amended** Ordinance by City Utilities Committee to amend Chapter 154 (Utilities), Article III (Water), Division I (Generally) of the City of Atlanta, Code of Ordinances. for the Department of Watershed Management Bureau of Drinking Water to adjust Meter Hydrant Service and Installation Fees; and for other purposes. **(Amended and held 7/13/10) (Public Hearing held 9/21/10)**

HELD

- 10-O-1059 (3) A **Substitute** Ordinance to amend Section 173 (Charges for Sewers laid by Developer for Use of Development), Division 2 (Assessments), Chapter 154 (Utilities), Article IV (Sewer Construction and Assessments), of the City of Atlanta Code of Ordinances to increase certain fees and impose new fees for Pipe and Structural Inspection, Erosion Control and Construction Inspection, Site Plan Review, and other services; to create a new Section 318 (Application Fees), Article VII (Riparian Buffer Requirements) Chapter 74 (Environment), to impose a new fee for plan review related to Riparian Buffer authorized Encroachment Applications; to create a new Section 521 (Fees), Article X (Post Development Stormwater Management) Chapter 74 (Environment) to impose a new fee for Plan Review related to Post Development Stormwater Management; to create a new Section 208 (Fees), Article VI (Flood Area Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Flood Plain Management; to create a new Section 406 (Fees), Article VIII (Wetland Protection Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Wetlands Protection; and for other purposes. **(Held 6/29/10 for a Public Hearing) (Substituted and held 9/14/10) (Public Hearing held 9/21/10)**

HELD

PAPERS HELD IN COMMITTEE (CONT'D)

- 10-O-1688 (4) An Ordinance by Councilmembers Ivory L. Young, Jr. and Michael J. Bond, authorizing the Mayor or his designee to abandon the portion of James P. Brawley Drive, SW located between Beckwith and Martin Luther King, Jr. Drive, SW on the east and located between Mitchell Street, SW and Beckwith Street, SW on the west and being more specifically described in Exhibit "A" and more completely described in Exhibit "B" lying and being in Land Lot 109 of the 14th District, Fulton County, Georgia; to abandon the portion of Mitchell Street, SW between James P. Brawley Drive, SW and Paschal Boulevard, SW as marked on Exhibit "A" and more completely described in Exhibit "C"; to abandon Student Nonviolent Coordinating Committee ("SNCC") Way, SW between 399.76' south of Mitchell Street, SW and Beckwith Street, SW on the west side and between Mitchell Street, SW and Beckwith Street, SW on the west side as marked on Exhibit "A" and more completely described in Exhibit "D"; and for other purposes. **(To be advertised for a Public Hearing) (Held 9/14/10 for further discussions and a Public Hearing)**

HELD

- 11-O-0080 (5) An Ordinance by Councilmember Kwanza Hall authorizing the Mayor or his designee to impose a Moratorium on street name changes for six (6) months; and for other purposes. **(Held 1/14/11 at the request of the author)**

HELD

- 11-R-0088 (6) A Resolution by Councilmembers Michael J. Bond, H. Lamar Willis, Aaron Watson, Ivory L. Young, Jr. and Cleta Winslow authorizing the Mayor or his designee to enter into an agreement between the City of Atlanta and the Urban Villa Neighborhood Association allowing the installation of a neighborhood sign within a certain right-of-way; and for other purposes. **(Held 1/14/11 for further review)**

HELD

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PAPERS HELD IN COMMITTEE (CONT'D)

- 11-O-0108 (7) An Ordinance by Councilmember Michael J. Bond to designate the intersection of Atlanta Student Boulevard, SW and Walnut Street, SW, Flipper Temple AME Square; and for other purposes. **(To be advertised for a Public Hearing) (Held 2/1/11 for further discussion)**

HELD

- 11-O-0740 (8) An Ordinance by City Utilities Committee to amend Chapter I entitled "Administration" of Appendix C entitle "Plumbing Code Amendments" to adopt Section 1300 entitled "Requirements for Rainwater Catchment Systems for Residential Potable Use; to regulate potable rainwater catchment for residential use; to institute safeguards that ensure potable rainwater catchment systems do not interfere with City of Atlanta Water Supply; to streamline the installation of potable rainwater catchment systems; toamend Chapter 154 "Utilities", Article V. " Sewage Disposal," Division 3 "Rates and Charges," Section 277 "Sewer Service Charge", Subsection (d) to exempt residential rainwater catchment systems from the requirement to install and measure water usage through meters to determine sewer service charges; and for other purposes. **(Advertised for a Public Hearing 7/21/11 at 6:00 p.m. in the Council Chamber) (Held 5/31/11 for a Public Hearing)**

- 11-R-0774 (9) A Resolution by Councilmembers Natalyn M. Archibong and Howard Shook **as substituted by City Utilities Committee** authorizing payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$8,500.00 as stipulated penalties for the violation of total Chlorine Residual Operational Standard at the Custer Avenue CSO on May 27, 2011 pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes. **(Councilmember Shook made a motion to approve on substitute)**

FAVORABLE ON SUBSTITUTE

PAPERS HELD IN COMMITTEE (CONT'D)

- 11-R-0973 (10) An **Amended** Resolution by City Utilities Committee authorizing the Mayor to enter into Amendment Agreement No. 1 with Player and Company, for FC-5011, Annual Contract for Major Electrical Service and Repair, on behalf of the Department of Watershed Management, in an amount not to exceed \$1,117,084.00; all contracted work will be charged to and paid from the listed Fund, Department Organization and Account Numbers; and for other purposes. **(Held 6/28/11 for further discussion)**
(Councilmember Shook made a motion to approve as amended)

FAVORABLE AS AMENDED

H. REQUESTED ITEMS

1. Councilmember Shook made a request to the Law Department to respond to how the City can pursue individuals and businesses that have had water debts with the City and are allowed to open new accounts. What can the City do about it?
2. Councilmember Adrean requested metrics be developed to show compliance with safety procedures. (i.e. # of incidents, % of time in compliance)
3. Councilmember Archibong requested metrics be developed for bulk rubbish pickup. (i.e. # of calls received, tons of material picked up, # of days to respond, etc.)
4. Councilmember Archibong requested metrics be developed for Graffiti Task Force. (i.e. # of walls cleaned, gallon of paint used, # of days to respond, etc.)
5. Councilmember Archibong requested the Department of Watershed to include in their Quarterly Update the number of raised valves on the manhole covers.
6. Councilmember Archibong requested that the Department of Watershed host a work session for the Full Council to provide a status report on Consent Decree Projects.

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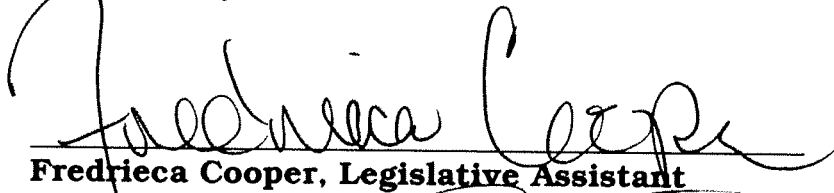
PAPERS HELD IN COMMITTEE (CONT'D)

7. Councilmember Martin requested the Department of Watershed to provide an updated map by Council District on the Consent Decree-Related Activities.
8. Councilmember Martin requested the Department of Watershed to provide Fund Balance of 5052.
9. Councilmember Archibong requested Jerry DeLoach, Director of Risk Management come back to the November 1, 2011 meeting the give an updated on the City's Risk Management Program.
10. Councilmember Adrean requested the Department of Watershed Management to provide the number of Cases that are before the Water Appeals Board.
11. Councilmember Archibong requested the Department of Public Works to provide an overview of the Sidewalks Program (Sidewalk 101).
12. Councilmember Adrean requested that the Department of Watershed Management provide Cash Flow Analysis and Debt Services Information as part of their Quarterly review.

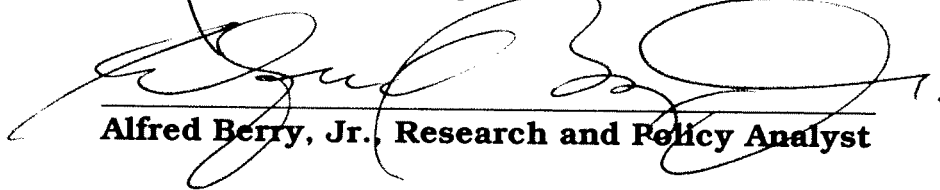
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There being no further business to come before the Committee, the meeting was adjourned at 12:22 p.m.

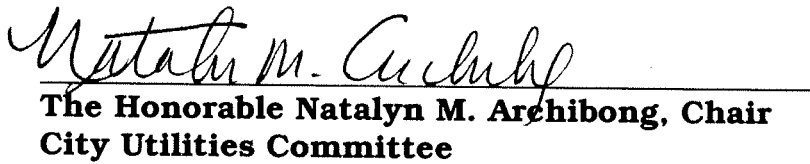
Respectfully Submitted:



Fredrieca Cooper, Legislative Assistant



Alfred Berry, Jr., Research and Policy Analyst



**The Honorable Natalyn M. Archibong, Chair
City Utilities Committee**